

UNITED STATES DISTRICT COURT

for the

WESTERN District of NEW YORK

A red ink circular stamp. The outer ring contains the text "UNITED STATES DISTRICT COURT" at the top and "WESTERN DISTRICT OF NEW YORK" at the bottom. The center of the stamp contains the date "NOV - 9 2011" and the word "FILED" above it. Below the date, the name "MICHAEL J. RUEHMER, CLERK" is printed diagonally. In the bottom left corner of the stamp, the number "0601" is printed.

United States of America

Y.

EUGENE LIBBETT

Date of Original Judgment:

March 9, 2007

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Case No: 05-CR-6069L

USM No: 14564-055

Pro Se

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment

shall remain in effect.

IT IS SO ORDERED.

Order Date: November 9, 2011

ment _____ shall remain in effect.



David H. Lareau

Judge's signature

Effective Date: _____
(if different from order date)

David G. Larimer - United States District Judge
Printed name and title